

Appln No. 09/775,315
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Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Previously Presented) A positive active material for a rechargeable lithium battery comprising:
lithium nickel manganese oxides; and
lithium manganese oxides,
wherein a weight ratio of lithium manganese oxides to the lithium nickel manganese oxides is less than 1:1, providing an excess of lithium nickel manganese oxides.
2. (Previously Presented) The positive active material of claim 1 wherein the lithium nickel manganese oxides is $\text{Li}_x\text{Ni}_{1-y}\text{Mn}_y\text{O}_{2+z}$ ($0 < x < 1.3$, and $0.1 \leq y \leq 0.5$, $0 \leq z \leq 0.5$).
3. (Original) The positive active material of claim 1 wherein the lithium manganese oxides is $\text{Li}_{1+x}\text{Mn}_{2-x}\text{O}_{4+z}$ ($0 \leq x \leq 0.3$, and $0 \leq z \leq 0.5$).
4. (Original) The positive active material of claim 1, wherein the mixing ratio of the lithium nickel manganese oxides and lithium manganese oxides is 90 to 60 : 10 to 40 wt%.
5. - 9. (Canceled).
10. (Canceled).